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EXECUTIVE OFFICE OF THE PRESIDENT OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

September 30, 1982

M-82-9

MEMORANDUM FOR HEADS OF EXECUTIVE DEPARTMENTS AND AGENCIES

FROM:

JOSEPH R. WRIGHT

Deputy Director/

SUBJECT: Agency Operations in the Absence of

Appropriations

- This is to inform all heads of executive departments and agencies of the possibility that no appropriations will be available after the fiscal year expires on midnight, Thursday, September 30. Given the complexity of the Continuing Resolution now being considered by the Congress, work on a final bill may not be completed before the expiration of the fiscal year.
- Under this circumstance, it may become necessary to put 2. into effect your agency's contingency plan for the orderly phasedown of agency operations not authorized to be continued under the Attorney General's opinion of January 16, 1981.
- If no appropriation applicable to your agency has been enacted as of the beginning of the day of Friday, October 1, you should begin to put into effect the contingency plan of your agency for its orderly phasedown. However, in light of possible changes in the situation, each agency should contact OMB staff who normally handle agency budget matters, before furloughing employees pursuant to the plan.
 - OMB staff, as well as the OMB Counsel's Office (395-4852) are available to assist in the resolution of issues arising in connection with an appropriations hiatus, and should be contacted with regard to major questions that cannot be determined by an agency. Questions relative to the construction of the Antideficiency Act that cannot be jointly resolved by an agency and OMB will be referred to the Office of Legal Counsel of the Department of Justice.

DCI **EXEC**

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